



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of:

Ian Alexander Shiels
Stephen Maxwell Taylor
(AS AMENDED)

Confirmation Number: 1391

Application Number: 10/531,565
International Application Number:
PCT/AU03/01374

§
§
§
§

Group Art Unit: Unknown

I.A. Filing Date: 16 October 2003

§

Examiner: Unknown

For: TREATMENT OF
HYPERSENSITIVITY CONDITIONS

§
§

Attorney Docket No: 36677.34

Mail Stop PCT
Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing 37 C. F. R. § 1.8
I hereby certify that this correspondence is being deposited with the U. S. Postal Service with sufficient postage as First Class Mail on the date indicated below and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

4/12/06

Date of Deposit

Mark B. Morris

Name of person mailing paper and fee

Mark Morris

Signature of person mailing paper and fee

PETITION TO DELETE INVENTOR DAVID FAIRLIE UNDER 1.497(D)

Sir:

Applicants request the deletion of David Fairlie an inventor in the above-captioned application pursuant to 37 CFR §1.497(d). The following named person should be deleted as a co-inventor in the above-captioned patent application:

David Fairlie
73 Trevaliyan Drive
Springwood, Queensland 4127
Australia
Citizenship: Australian

The PCT application to which the above-referenced U.S. application claims priority, PCT/AU03/01374, was filed listing Stephen Maxwell Taylor, Ian Alexander Shiels and David Fairlie as joint inventors. David Fairlie was removed as a joint inventor to the PCT application.

Application Number: 10/531,565
International Application Number: PCT/AU03/01374

A copy of the 92bis Recording of a Change is enclosed which reflects this change. Subsequently on entry into the U.S. national stage, the inventors for the U.S. application were identified as Stephen Maxwell Taylor, Ian Alexander Shiels and David Fairlie. After filing, it was determined that David Fairlie was not a proper joint inventor and inadvertently listed. Therefore, Applicants request removal of David Fairlie for the present application.

Applicants respectfully request approval.

The required processing fee of \$130.00 is authorized to be charged to Deposit Account No. 08-1394. The Commissioner is hereby authorized to charge any further fees associated with this communication, or to credit any overpayment, to Deposit Account of Haynes and Boone, LLP Number 08-1394.

Respectfully submitted,



Date: April 12, 2006
HAYNES AND BOONE, LLP
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 713-547-2040
Facsimile: 214-200-0853

Mark D. Moore, Ph.D.
Registration No. 42,903

04/21/2006 GFREY1 00000121 081394 10531565
03 FC:1464 130.00 DA

Adjustment Date: 06/06/2006 CSHOOT
04/21/2006 GFREY1 00000121 081394 10531565
03 FC:1464 130.00 CR

Rec'd PCT/PPO 17 APR 2006

PATENT / DOCKET NO.: 36677.34
CUSTOMER NO.: 000027683

**INVENTOR'S DECLARATION FOR
PATENT APPLICATION**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and sole joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

TREATMENT OF HYPERSENSITIVITY CONDITIONS

the specification of which: (check one)

_____ is attached hereto.

X

was filed on April 14, 2005
under Attorney's Docket Number 36677.34
as Application Serial No. _____
and was amended on _____ (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

We hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign applications for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below,

PATENT / DOCKET NO.: 36677.34
CUSTOMER NO. 00027683

any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Claimed
PCT/AU2003/001374	PCT	10/16/2003	Yes
2002952129	Australia	10/17/2002	Yes

100 FULL NAME OF INVENTOR: Ian Alexander Shiels

INVENTOR'S SIGNATURE: Ian A. Shiels

DATED: 11/07/05. (Terry)

RESIDENCE: 17 Sherlock Road
Muirlea Road
Muirlea, Queensland 4306 AUX
Australia

CITIZENSHIP: AUSTRALIAN

POST OFFICE ADDRESS: Same as Residence

200 FULL NAME OF INVENTOR: Stephen Maxwell Taylor

INVENTOR'S SIGNATURE: SMT

DATED: 11th July 2005

RESIDENCE: 17 Perdita Street
Bellbird Park, Queensland 4300 AUX
Australia

CITIZENSHIP: AUSTRALIAN

POST OFFICE ADDRESS: Same as Residence

REC'D FCT/PFO 17 APR 2006

CERTIFICATE OF MAILING UNDER 1.8(a)

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage with service under 37 C.F.R. 1.8(a) on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Mark Moore
Mark Moore

4/12/06
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ian Alexander Shiels	§	
Stephen Maxwell Taylor	§	Confirmation No. 1391
(AS AMENDED)	§	
Serial No.: 10/531,565	§	Examiner: Unknown
Filed: April 14, 2005	§	Group Art Unit: Unknown
For: TREATMENT OF HYPERSENSITIVITY CONDITIONS	§	Docket Number: 36677.34

STATEMENT OF INVENTOR UNDER 37 C.F.R. § 1.497(d)(1)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, DAVID FAIRLIE, HEREBY DECLARE AS FOLLOWS:

1. International application number PCT/AU2003/001374, from which the above-referenced U.S. application is derived was originally filed listing Ian Alexander Shiels, Stephen Maxwell Taylor, and myself, David Fairlie, as joint inventors.
2. I, David Fairlie, understand that I was deleted as a joint inventor on the PCT application because Griffith Hack, patent attorneys for Promics Pty Ltd, licensee of the Applicant University of Queensland filed a Rule 92bis.1 Request on 14 April 2005 (A copy of which is attached hereto).
3. I understand that a Notification of the Recording of this Change was mailed to Griffith Hack by the International Bureau confirming my deletion as a joint inventor of the international application on 19 April 2005 (A copy of which is attached hereto).

4. It was with no deceptive intent on my part, that I, David Fairlie, was deleted as a joint inventor of the PCT international application.
5. I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.
6. I further declare that I was not made aware of this deletion until April 7, 2006 and that I had no role to play in that action.

11 April, 2006

Date

David Fairlie

David Fairlie

Rec'd REC'D 17 APR 2006

CERTIFICATE OF MAILING UNDER 1.8(a)

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Name

Date

4/17/06

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§ Examiner: Unknown

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HYPERSENSITIVITY CONDITIONS

§ Docket No.: 36677.34

CONSENT OF ASSIGNEE TO DELETE INVENTOR DAVID FAIRLIE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned, The University of Queensland, being the assignee of record of the entire interest in the above-identified application by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at reel/frame: 016371/0285, hereby consents to the deletion of David Fairlie as a joint inventor in the above-captioned patent application.

ASSIGNEE:

THE UNIVERSITY OF QUEENSLAND

By: Linda S. Bird

Name: LINDA SUSAN BIRD

Title: ACTING SECRETARY & REGISTRAR

Date: 7 APRIL 2006